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FEB - 7 2007
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February 7, 2007

only
VIA FACSIMILE AND ~~NOT~~ CLASS MAIL

USDC SDNY
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Honorable Robert P. Patterson
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: Local 100 Transport Workers Union, et al. v. Bernard Rosen, et al.
06 Cir. 4787 (RPP)

Dear Judge Patterson:

We represent the plaintiffs in the above-referenced case. Presently pending before the Court is plaintiffs' motion for a preliminary injunction. The plaintiffs' reply brief is now scheduled to be filed with the Court on February 9, 2007. In addition, the parties are scheduled to appear in Court on that date.

We are writing to request that this matter continue on the Court's suspense docket and that the plaintiffs' reply papers, and the conference be adjourned until March 31, 2007. We make this request, because recent changes at the Metropolitan Transportation Authority, including the appointment of a new Chair have prevented the parties from reaching resolution of this issue short of litigation. The parties remain hopeful that a settlement can be reached without the need of further intervention by the Court.

We have been authorized by counsel for the defendants to inform you that all four of the five defendant trustees that counsel has been able to reach consent to this request.

*Appointment granted
So on first
Rud P. Patterson
USDC
2/7/07*

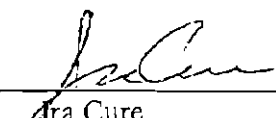
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The Court's considerations are greatly appreciated.

Respectfully submitted,

BROACH & STULBERG, LLP

By: _____


Ira Cure

IC/ps

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